IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

WEDNESDAY, THE 20TH JUNE 2007 / 30TH JYAISHTA 1929

Bail Appl..No. 3708 of 2007()

AGAINST THE JUDGEMENT/ORDER IN BA.3077/2007 Dated 29/05/2007
CRIME NO.50/2007 OF RAJAPURAM POLICE STATION

.....

PETITIONER

K.SHAFEEQUE, S/O.ABDUL KHADER,
KARIYIL VEEDU, ULLIYIL, KANNUR
DISTRICT.

BY ADV. SRI.C.KHALID
SRI.T.P.SAJID

RESPONDENTS: COMPLAINANT & STATE
---

1. STATION HOUSE OFFICER,
RAJAPURAM POLICE STATION.

2. STATE OF KERALA, REPRESENTED BY
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR S.U.NAZER

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 20/06/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J.

B.A.No.3708 of 2007

Dated this the 20th day of June 2007

O R D E R

Application for regular bail. The petitioner is the second accused. The alleged incident took place on 21/3/2007. A vehicle with 4800 packets of Karnataka liquor each measuring 100 ml sped away on seeing the police party. There was only a driver in the vehicle. The vehicle was chased. The driver sped away, abandoned the vehicle and took to his heals. The driver could not be apprehended. The vehicle and contraband articles were seized. Later the first accused has been arrested. He is the driver of the vehicle. He allegedly made a confession statement in which he claimed that accused 2 and 3 were also present along with him and they had taken to their heals on seeing the police party. The petitioner was arrested on 9/5/2007. He continues in custody from that date.

2. The learned counsel for the petitioner prays, the learned Public Prosecutor does not seriously oppose the said prayer and I am satisfied that the petitioner can now be enlarged on bail subject to appropriate terms and conditions.

3. In the result, this petition is allowed. The petitioner shall be released on bail on the following terms and conditions:

i) He shall execute a bond for Rs.50,000/- (Rupees fifty thousand only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate.

ii) The petitioner shall make himself available for interrogation before the investigating officer between 10 a.m and 12 noon on all Mondays and Fridays for two months and thereafter as and when directed by the investigating officer in writing to do so.

(R.BASANT, JUDGE)

jsr

// True Copy// PA to Judge

R.BASANT, J.

CRL.M.CNo.

ORDER

21ST DAY OF MAY2007